

Decision 04-08-011 August 19, 2004

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Investigation into the
Functioning of the Wholesale Electric Market and
Associated Impact on Retail Rates.

Investigation 00-08-002
(Filed August 3, 2000)

ORDER CLOSING PROCEEDING

As is clear from the caption, we opened this investigation at a time when the functioning of California's wholesale electric market, as it then existed, was clearly creating crisis. The form of that market has since been changed in fundamental ways. While the causes and cures of the electricity crisis are matters we continue to confront, we are dealing with them in more current dockets, better framed to address the market and the changed legal and regulatory framework existing today. Further work in this investigation would not be productive, so we will close it.

Comments on Draft Decision

The draft decision of the Administrative Law Judge (ALJ) in this matter was mailed to the parties in accordance with Pub. Util. Code § 311(g)(1) and Rule 77.7 of the Rules of Practice and Procedure. No comments were filed.

Assignment of Proceeding

Carl Wood is the Assigned Commissioner and Mark S. Wetzell is the assigned Administrative Law Judge.

Finding of Fact

California's wholesale electricity market, and the legal and regulatory framework within which that market operates, have changed in fundamental ways since the start of this investigation.

Conclusion of Law

This docket is stale and should be closed, effective immediately.

IT IS SO ORDERED that Investigation 00-08-002 is closed.

This order is effective today

Dated August 19, 2004, at San Francisco, California.

MICHAEL R. PEEVEY

President

CARL W. WOOD

LORETTA M. LYNCH

GEOFFREY F. BROWN

SUSAN P. KENNEDY

Commissioners